

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

SW – Krishna District - Release of balance decretal charges for acquisition of land admeasuring Ac.0.50 cents and Ac.3.61 cents bearing Sy.No.139/3A of Bathinapadu village, Kanchikacherla Mandal for providing house sites to weaker section's people as ordered by High Court of AP in AS No.1912/01 & 2552/01 - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No 669

Dated.22-9-2009.

Read the following:-

- 1.From the District Collector, Krishna District , Lr.Rc.No.G4/2252/2002, dated.31-5-2008 addressed to Commr., Social Welfare, Hyderabad.
- 2.From the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration AP, Hyderabad Letter Rc.No.G2/1509/2008, Dated.6-11-2008.

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ORDER:-

In the reference 2<sup>nd</sup> read above, the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has stated that, in the reference 1<sup>st</sup> read above the Collector, Krishna District has proposed for release an amount of Rs.1,21,586/- towards payment of balance decretal charges as per the orders of High Court of AP in AS No.1912/01 and 2552/01 dated.16-3-2007. Based on the report of the Collector, Krishna District, the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration has stated that an extent of Ac.6.64 cents of land bearing Sy.No.139/3A, of Bathinapadu (v), Kanchikacherla (M), Krishna District was acquired by the Land Acquisition Officer and MRO, Kanchikacherla for providing of house sites to weaker section's people and passed an Award No.3/87, dated.30-3-1987 duly fixing the market value of the land @ Rs.20,000/- per acre. Aggrieved by the said orders, the land owners of Ac.0.50 cents and Ac.3.61 cents have filed petitions under Section 18 of Land Acquisition Act, and the matter was referred to the Senior Civil Judge Court, Nandigama in OP No.133/99 and 134/99 and the Court in its decree dated.30-3-2001 have enhanced the market value from Rs.20,000/- to Rs.22,500/- per acre. According to the court orders the Commissioner of Social Welfare, AP, Hyderabad has released an amount of Rs.37,003/- (Rs.4,856 in OP No.133/99 and Rs.32,147/- in OP No.134/99 and deposited in the Senior Judge Court, Nandigama. Further, the Land Acquisition Officer has filed an appeal before the Hon'ble High Court and the Court in its common judgment in AS No.1912/2001 and AS No.2552/2001, dated. 16-3-2007 has enhanced the market value from Rs.22,500/- to Rs.30,000/- per acre. The GP for Appeals, High Court of AP, Hyderabad has opined that there are no merits in the Land Acquisition case for preferring an appeal to the Hon'ble Supreme Court of India.

2. The Spl. Chief Secretary to Government and Chief Commissioner of Land Administration has, therefore proposed for release of an amount of Rs.1,21,454/- as per the calculations of Spl. Chief Secretary to Government and Chief Commissioner of Land Administration's Office, to the Collector, Krishna District, towards payment of balance decretal charges as per orders of High Court of AP in AS No.1912/01 and 2552/01.

3. After careful examination of the proposal of the Collector, Krishna District and the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, AP, Hyderabad, the Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad to release an amount of Rs.1,21,454/- (Rupees one lakh twenty one thousands four hundred and fifty four only) to the Collector, Krishna District, towards payment of balance decretal charges in respect of the land acquired to an extent of Ac.0.50 cents and Ac.3.61 cents bearing Sy.No.139/3A, of Bathinapadu (v), Kanchikacherla (M), Krishna District for providing house sites to the weaker section's people, as per common orders of Hon'ble High Court in AS No.1912/01 and 2552/01, dated.16-3-2007.

(PTO)

4. The amount of expenditure sanctioned at para (3) above shall be met from the provision available in the Budget Estimates for 2009-10 and debited to the following head of Account:-

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites for weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid“.

5. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the Collector, Krishna District accordingly.

6. The Collector, Krishna District, is requested to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Exp.SW) Department as per the instructions issued vide their U.O. Note No.12869/196/A1/Exp.SW/2009, dated.22-5-2009 and U.O.No.15926/256/A1/ Expr.SW/09, dated.17-8-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad.

The District Collector, Krishna District, Machilipatnam.

Copy to :

Spl. C.S. and Chief Commissioner of Land Administration, AP, Hyderabad.

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, Krishna District at Machilipatnam.

The Finance (Exp.SW) Department.

Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER